

DOCKET NO. VTN 537DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Vanderlaan, et al.

Serial No.: 10/766,446

Art Unit: 1712

Filed : 1/28/2004

Examiner: PENG, KUO LIANG

For : SOFT CONTACT LENSES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Dear Sir:

Your Petitioner, Johnson & Johnson Vision Care, Inc., a corporation of the State of Florida, having a registered office at 7500 Centurion Parkway, Suite 100, Jacksonville, Florida 32256, represents that it is the Assignee of the entire right, title and interest in and to the subject matter disclosed in the above-captioned patent application by virtue of its being a divisional of U.S. Patent Application Serial No. 09/957,299, filed September 20, 2001, which was a continuation-in-part of U.S. Serial No. 09/652,817, filed on August 30, 2000, which was a continuation-in-part of U.S. Serial No. 09/532,943, filed on March 22, 2000, which was a continuation-in-part of U.S. Serial No. 09/414,365, filed on October 7, 1999, which was a continuation-in-part of U.S. Serial No. 09/033,347, filed on March 2, 1998, now issued as U.S. Patent 5,998,498 as evidenced by the attached copies of documents sent on January 24, 2002 for recording in the United States Patent and Trademark Office. Your Petitioner, Johnson & Johnson Vision Care, Inc. hereby disclaims, under the provisions of 35 USC 253 and 37 CFR 1.321 and 3.73, the terminal part of any patent granted on application Serial No. 10/766,446 which would extend beyond the expiration date of United States Patent No. 5,998,498 and hereby agrees that any patent so granted on application Serial No. 10/766,446 shall be enforceable only for and during such period that the legal title of said patent shall be the same as the legal title to United States Patent No. 5,998,498, this agreement to

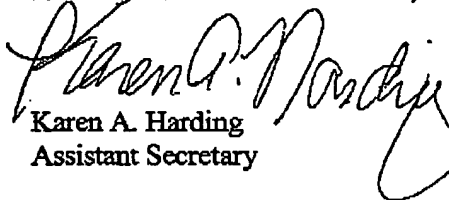
run with any patent granted on application Serial No. 10/766,446 and to be binding upon the grantee, its successors or assigns.

The Terminal Disclaimer fee of \$110.00 and any additional fees which may be owed in connection with the filing of this Terminal Disclaimer can be charged to Johnson & Johnson Deposit Account No. 10-0750/VTN-0537DIV/KAH. Three copies of this sheet are enclosed.

Signed at Jacksonville, Florida this 29th day of December, 2005

Respectfully submitted,

Johnson & Johnson Vision Care, Inc.


Karen A. Harding
Assistant Secretary

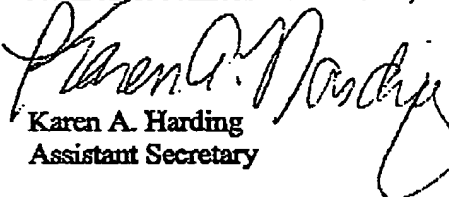
run with any patent granted on application Serial No. 10/766,446 and to be binding upon the grantee, its successors or assigns.

The Terminal Disclaimer fee of \$110.00 and any additional fees which may be owed in connection with the filing of this Terminal Disclaimer can be charged to Johnson & Johnson Deposit Account No. 10-0750/VTN-0537DIV/KAH. Three copies of this sheet are enclosed.

Signed at Jacksonville, Florida this 29th day of December, 2005

Respectfully submitted,

Johnson & Johnson Vision Care, Inc.


Karen A. Harding
Assistant Secretary

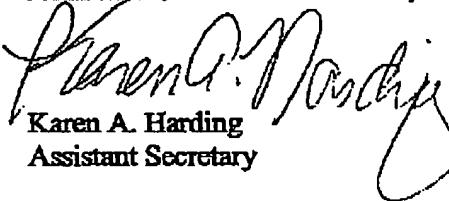
run with any patent granted on application Serial No. 10/766,446 and to be binding upon the grantee, its successors or assigns.

The Terminal Disclaimer fee of \$110.00 and any additional fees which may be owed in connection with the filing of this Terminal Disclaimer can be charged to Johnson & Johnson Deposit Account No. 10-0750/VTN-0537DIV/KAHL. Three copies of this sheet are enclosed.

Signed at Jacksonville, Florida this 29th day of December, 2005

Respectfully submitted,

Johnson & Johnson Vision Care, Inc.


Karen A. Harding
Assistant Secretary